

Services, Inc. (TLC), at 6677 Beatrice Drive in Texas Township (Kalamazoo County); and *Site 3*: (22 acres)—warehouse facility, also operated by TLC, at 8250 Logistic Drive, Zeeland Township (Ottawa County), some 20 miles southwest of Grand Rapids. An application to include a site in Benton Harbor (Berrien County), Michigan, is currently pending (Doc. 37-96, 61 FR 25190; 5/20/96) with the Board.

The applicant is now requesting authority to expand the general-purpose zone to include a site (14 acres) located at the facilities of Honee Bear Canning, 72100 Highway M-40 South, Lawton (Van Buren County), Michigan, within 40 miles of the Battle Creek Customs Port of Entry. Honee Bear, a division of Packers Canning Inc., uses the facility to provide warehousing and labeling services for customers in the canned food products industry.

In accordance with the Board's regulations (as revised, 56 FR 50790-50808, 10-8-91), a member of the FTZ Staff has been designated examiner to investigate the application and report to the Board.

Public comment (original and 3 copies) is invited from interested parties (see FTZ Board address below). The closing date for their receipt is July 29, 1996. Rebuttal comments in response to material submitted during the foregoing period may be submitted during the subsequent 15-day period (to August 13, 1996).

A copy of the application and accompanying exhibits will be available for public inspection at each of the following locations:

Port Director's Office, U.S. Customs Service, North Central Region, 4950 W. Dickman Road, Battle Creek, Michigan 49016  
Office of the Executive Secretary, Foreign-Trade Zones Board, U.S. Department of Commerce, Room 3716, 14th & Pennsylvania Avenue, NW, Washington, DC 20230

Dated: May 22, 1996.

Dennis Puccinelli,

*Acting Executive Secretary.*

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#### [Order No. 815]

#### **Establishment of a Foreign-Trade Zone, Kinston Regional Jetport Complex, Lenoir County, North Carolina; Grant of Authority**

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a-81u), the Foreign-

Trade Zones Board (the Board) adopts the following Order:

Whereas, by an Act of Congress approved June 18, 1934, an Act "To provide for the establishment of foreign-trade zones in ports of entry of the United States, to expedite and encourage foreign commerce, and for other purposes," as amended (19 U.S.C. 81a-81u) (the Act), the Foreign-Trade Zones Board (the Board) is authorized to grant to qualified corporations the privilege of establishing foreign-trade zones in or adjacent to U.S. Customs ports of entry;

Whereas, the North Carolina Global TransPark Authority (the Grantee) has made application to the Board (FTZ Docket 16-95, 60 FR 22543, 5/8/95), requesting the establishment of a foreign-trade zone at the Kinston Regional Jetport Complex in Lenoir County, North Carolina, as part of the Global TransPark project, adjacent to the Beaufort-Morehead City Customs port of entry; and,

Whereas, notice inviting public comment has been given in the Federal Register, and the Board adopts the findings and recommendations of the examiner's report and finds that the requirements of the Act and the Board's regulations are satisfied, and that approval of the application is in the public interest;

Now, therefore, the Board hereby grants to the Grantee the privilege of establishing a foreign-trade zone, designated on the records of the Board as Foreign-Trade Zone No. 214, at the site described in the application, subject to the Act and the Board's regulations, including Section 400.28.

Signed at Washington, DC, this 7th day of May 1996.

Foreign-Trade Zones Board.

Michael Kantor,

*Secretary of Commerce, Chairman and Executive Officer.*

Attest: John J. Da Ponte, Jr., Executive Secretary.

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#### [Order No. 822]

#### **BP Exploration & Oil Inc. (Oil Refinery), Lucas, Allen and Wood Counties, Ohio; Grant of Authority for Subzone Status**

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a-81u), the Foreign-Trade Zones Board (the Board) adopts the following Order:

Whereas, by an Act of Congress approved June 18, 1934, an Act "To

provide for the establishment \* \* \* of foreign-trade zones in ports of entry of the United States, to expedite and encourage foreign commerce, and for other purposes," as amended (19 U.S.C. 81a-81u) (the Act), the Foreign-Trade Zones Board (the Board) is authorized to grant to qualified corporations the privilege of establishing foreign-trade zones in or adjacent to U.S. Customs ports of entry;

Whereas, the Board's regulations (15 CFR Part 400) provide for the establishment of special-purpose subzones when existing zone facilities cannot serve the specific use involved;

Whereas, an application from the Toledo-Lucas County Port Authority, grantee of Foreign-Trade Zone 8, for authority to establish special-purpose subzone status at the oil refinery complex of BP Exploration & Oil Inc., located at sites in Lucas, Allen and Wood Counties (Toledo area), Ohio, was filed by the Board on October 5, 1995, and notice inviting public comment was given in the Federal Register (FTZ Docket 59-95, 60 FR 53583, 10-16-95); and,

Whereas, the Board adopts the findings and recommendations of the examiner's report, and finds that the requirements of the FTZ Act and Board's regulations would be satisfied, and that approval of the application would be in the public interest if approval is subject to the conditions listed below;

Now, therefore, the Board hereby authorizes the establishment of a subzone (Subzone 8F) at the oil refinery complex of BP Exploration & Oil Inc., at sites in Lucas, Allen and Wood Counties, Ohio, at the locations described in the application, subject to the FTZ Act and the Board's regulations, including § 400.28, and subject to the following conditions:

1. Foreign status (19 CFR §§ 146.41, 146.42) products consumed as fuel for the refinery shall be subject to the applicable duty rate.
2. Privileged foreign status (19 CFR 146.41) shall be elected on all foreign merchandise admitted to the subzone, except that non-privileged foreign (NPF) status (19 CFR § 146.42) may be elected on refinery inputs covered under HTSUS Subheadings # 2709.00.1000-# 2710.00.1050 and # 2710.00.2500 which are used in the production of:
  - Petrochemical feedstocks and refinery by-products (examiners report, Appendix D);
  - Products for export; and,
  - Products eligible for entry under HTSUS # 9808.00.30 and 9808.00.40 (U.S. Government purchases).
3. The authority with regard to the NPF option is initially granted until September 30, 2000, subject to extension.